



STATE OF WASHINGTON
PUBLIC DISCLOSURE COMMISSION

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BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

In the Matter of Enforcement
Action Against

Matthew Tomaskin and 2012
Matthew Tomaskin Campaign

Respondent.

PDC Case No. 13-048

Notice of Administrative Charges
Brief Adjudicative Proceeding
(Brief Enforcement Hearing)

I. JURISDICTION

1. The Public Disclosure Commission (PDC) has jurisdiction over this proceeding pursuant to Chapter 42.17A RCW, the Public Disclosure Act; Chapter 34.05 RCW, the Administrative Procedure Act; and Title 390 WAC. These charges incorporate the Report of Investigation and all related exhibits by reference.

II. ALLEGATIONS

2. PDC staff alleges that Mathew Tomaksin, a candidate for State Representative in the 14th Legislative District in 2012, and the 2012 Matthew Tomaskin campaign, violated RCW 42.17A.235 and 42.17A.240 by:
 - A. Failing to disclose campaign contributions on Cash Receipts Monetary Contributions Reports (C-3 reports); and
 - B. Failing to disclose campaign expenditures on Campaign Summary Receipts & Expenditures reports (C-4 reports).

III. FACTS

3. On July 3, 2012, Matthew Tomaskin filed a Candidate Registration (C-1 report) with the Public Disclosure Commission (PDC), declaring his candidacy for State Representative in the 14th Legislative District, position #2 in 2012.

4. As a candidate under the Full Reporting option in 2012, Mr. Tomaskin was required to file weekly C-3 reports beginning June 1, 2012, disclosing monetary contributions received, and C-4 reports 21 and 7 days before the primary and general elections, as well as post-primary election and post-general election C-4 reports, disclosing campaign expenditures.

Failure to report 2012 campaign expenditures

5. Mr. Tomaskin did not file any C-4 reports during his 2012 campaign.
6. On September 9, 2013, Asa Washines, treasurer for the campaign, transmitted an email to PDC staff concerning the campaign's contributions and expenditures. He attached two spreadsheets indicating that during the course of the election cycle the campaign received contributions totaling \$7,125, and made expenditures totaling \$7,125.
7. The \$7,125 in campaign expenditures were reported between 273 and 419 days late, and included the following:
 - \$3,664 for campaign signs;
 - \$1,014 for campaign mailers and literature handouts;
 - \$638 for several expenditures related to an October campaign event;
 - \$500 for radio advertising;
 - \$430 for campaign consulting;
 - \$300 for political advertising paid to the 14th Legislative District Democrats;
 - \$300 for gasoline for campaign volunteers to place and maintain campaign yard signs;
 - \$150 for campaign supplies; and
 - \$130 for a campaign webpage.

Failure to report 2012 campaign contributions

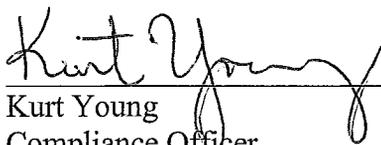
8. On October 22, 2012, the campaign filed one C-3 report disclosing the receipt of 10 monetary contributions totaling \$4,550. The contributions were reported as being received between May 22 and September 25, 2012, and deposited on October 21, 2012. The contributions were reported between 14 and 140 days late, and eight days before the November 2012 general election. The contributions included:

- \$1,800 contribution from WA Indian Gaming Association received on June 20, 2012;
 - A \$900 contribution from the Tulalip Nation received on August 28, 2012;
 - A \$900 contribution from the Colville Nation received on September 25, 2012;
 - A \$500 contribution from the Yakama Nation received on July 28, 2012; and
 - \$450 from other contributors.
9. The campaign received three additional contributions totaling \$2,575 that were not reported on C-3 reports. These contributions were disclosed to PDC staff on September 9, 2013, between 344 and 406 days late. They included:
- A \$900 contribution received from the Washington State Democrats on August 15, 2012;
 - A \$1,650 contribution received from the 14th Legislative District Democrats on September 21, 2012; and
 - \$25 from an individual.

IV. LAW

RCW 42.17A.235 and .240 require candidates under the Full Reporting option to timely and accurately file detailed reports of contribution and expenditure activities. C-4 reports are required 21 and 7 days before each election, and in the month following the election, regardless of the level of activity. Any monetary contributions received and deposited during this same time period must be disclosed on the Monday following the date of deposit.

RESPECTFULLY SUBMITTED this 2nd day of December, 2013.


Kurt Young
Compliance Officer